App F IX 4

Previous References

1953 57
(C M)

File No 27-53-

Serial Nos 95, 96

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos 2

Part B for September 1953

SUBJECT

Draft Byelaws under the city of Bangalore Municipal Corporation Act 1949

P 13/E

WD 01425—CPB— 000—1 9 1952

L 6670-3/ dated 3 9 1953

2,

2 Comm^r Bangalore Corporation (thro' Mayor)
1 Controller, S & D,
1 S P of police
1 Auditor Bangalore Corporation

Secretary

5392/1ml
(8494)

506
HA53

Draft bye-laws for Regulating the Conditions of processions Temporary Structures on Streets, &c

Above

The Commissioner, B'lore Corp
No A1 (29)/52 53 dated 6 10 52
Forwards for approval the draft of the above bye-laws recommended as amended

The draft is based on the bye-laws framed by the erstwhile B'lore City municipal Council on the Subject

2) A Statement showing the Compliance with the requirements of Sec 371 of the Corporation Act is first enclosed by the Commr

3) The file may perhaps be referred for the first instance to the Home Secy, (Under Secy Home) for his Remarks

4) Dealt

Date 21/4/53

SM 21/4

5) There are no points in the proposed bye-laws pertaining to Home Dept In view of this no remarks can be offered May be returned to Municipal Br

6) The Mcpl Br may mention on what part of the proposed bye laws the Remarks of Home Secy is required

6/5

>The file may be returned to the IGP unofficially for remarks

RECEIVED
21
APR
HOME

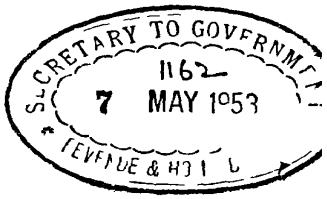
24/4

Draft byelaws under the Police Corporation Act 506 1953

re byelaws relating to public streets (8)

8) Commr dgp No 4596

U O No 15 Pol dt 8 5-53



9) Forwarded to the Inspector General of Police in Mysore, Bangalore for remarks

BD

Bylaws

Under Secretary to Govt

Home Dept

7/5/53

U O No C1-175/53-54

10) Returned with the following remarks

1 Granting a licence to vend fruits, vegetables, firewood etc , on public roads and other streets offends the provisions of the Mysore Police Act 1908 (sections 56(f) and (g))

11) 2 As regards projections over public streets, the Police officers may be consulted before issuing a licence as a measure of precaution against possible obstruction to vehicular traffic

N V Babu Reddy

(N V Babu Reddy) 22/5

Inspector General of Police

12) If appd, the file may be returned to the Municipal Br with above remarks of the I G P

P.T.O

3 Police

Draft bye-laws under The Corporation Act

506

1½) Generally it would not be desirable to empower the Commissioner to occupy even temporarily any part of the public streets whether they can such occupation causes inconvenience or not & the case of temporary structures for parades for meetings etc the Commissioner shall ~~generally~~ consult the police authorities apart possible obstruction to traffic

SECRETARY TO GOVERNMENT 1740 26 MAY 1 3 REVENUE & TOUR

14) Under section 82 of the police Act, police Act provisions will ~~be in~~ not affect any law in force in the municipalities Hence Dy P's objection that 556 (4) and (5) of police Act will be ~~offended~~ has no force

Next we have to consider how far the powers now contemplated will cause conflict between the local police & corporation or cause possible inconvenience or ~~danger~~ to possible inconvenience

SECRETARY TO GOVERNMENT

A) I am of opinion that the local police may be consulted before granting permission under ~~objections~~ Rules 6, 8 and 9 to 13 to avoid possible obstruction to traffic

15) A I agree But there is

Bye laws for regulating the Conditions on which permission may be given for the temporary structures on public Streets by

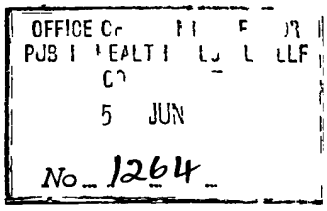
5392 Tue

no need to include it in the Bye-laws
The Bye-laws are in order and may be
offd The suggestion at A may be
communicated by a letter to the Corporation
for guidance

Offg
30/5

Mins (SG)

16) Sh
17/6/53



Offg
17/6

17) Issue

Offg

Draft Go sanctioning the Bye laws and draft letter to the Corporation communicating the observation at A on para 14 are put up The two drafts are for approval

Offg 17/8/53.

Issue

SOR 24/8 Go no L 6670-2816/CM dt 7.9.53

Sanctions the Bye-Laws

To
1) The Commr, C C B.
2) D C of Police
3) Controller S A D
4) Addl Com. C C B

5392/mk

Bye laws for Regulating the Conductions of
stretch parades on may be given for Ceremonial
Processions on public streets

To

The Cantonment CEO

No L.6624 dated 3.9.83

Cantonment Bye laws Objections

B-9/9/83

SM

Bye Laws for regulating the conditions on which

CORPORATION OF THE CITY OF BANGALORE

GENERAL & THE SECRETARIAT
6392
20 OCT 1952
MUNICIPAL BRANCH

No A 1(29)/52-53

CORPORATION OFFICES
BANGALORE

Dated 6th October 1952

FROM

B M ABU BAKER ISQ M A (Hon)
COMMISSIONER,
CORPORATION OF THE CITY OF BANGALORE
BANGALORE

To

The Secretary to the Government of Mysore,
Local Self-Government Department,
BANGALORE

SIR

C M &1-53-95

Subject - Draft bye-laws under the City of Bangalore Municipal Corporation Act, 1949

I forward herewith for favour of sanction of the Government under section 370 of the City of Bangalore Municipal Corporation Act, 1949, a draft of the bye-laws framed by the Bangalore Corporation under sub-section (34) of section 367 of the Act, for regulating the conditions on which permission may be given for the temporary structures on streets or for projections over public streets or for temporary occupation of streets or land in the City of Bangalore

2 The draft bye-laws are based on the bye-laws framed by the Bangalore City Municipality - Chapter XXV.

Forwarded with compliments

(B V LAKKAPPA),
MAYOR

Yours faithfully,

(B M ABU BAKER), 6 10
COMMISSIONER

VL
6-10-52

Bye laws for regulating the Conditions on which

No 29 BYE-LAWS For regulating the conditions on which permission may be given for the temporary structures on public streets.

1	Date of the Mysore Gazette in which the draft of the proposed byelaw was published by the Corporation.	1	19-7-1951
2	Name and date of the respective local newspaper in which the draft of the proposed byelaw was published	2	Desabandhu D/- 30 6 1950 Daily Post D/- 30 6 1950
3	The date on which the draft of the proposed byelaw was further proceeded with by the Corporation after publication	3	17 11 1951
4.	The period during which the printed copy was kept at the Municipal office for inspection by public with reference to dates	4	From 30 6 1950
	Whether printed copies of the draft available for sale to persons requiring them	5	Yes
6	Whether the byelaw is intended to supersede the existing byelaw on the subject and if so, the number and date of the notification under which the existing byelaw was issued	6	Yes Vide - Chapter XXV of the City Municipal Byelaws G O No L 780-82-M1 111-41-2, D/- 30-7-1941
7	Copies of the existing byelaw on the subject may be enclosed in each case with copy of the byelaw framed by the Corporation of Madras, if any	---	

Copy of letter No 506/52-53 dated 4th October 1952 from the Commissioner, Corporation of the City of Bangalore to the Secretary to Government, L.S G Department, Bangalore.

Subject Bye-laws framed under the City of Bangalore Municipal Corporation Act, 1949

Reference Paras 47, 49, 50, 51, 54 and 63 of these Notes.

As desired by Government the various bye-laws have been examined in separate files and the suggestions made in paras 10 and 36 of these notes have been carried out in the concerned draft bye-laws by taking necessary extracts of the relevant portion of the notes containing the suggestions and remarks on the various draft bye-laws.

Certain general remarks have been made in respect of the license fees which have been included in the draft bye-laws With reference to those remarks, the portion relating to the levy of license fees have omitted and a separate schedule showing the rates of license fees for the various matters mentioned in the Act will be issued in due course in a compendious manner

Each draft is forwarded to the Government separately and copies of the bye-laws of the Madras Corporation on which the draft bye-laws are based have been enclosed along with the concerned draft bye-laws Two volumes containing the bye-laws of the existing Bangalore City Municipality and the Civil Station Municipal Commission are sent herewith for reference as separate copies of the bye-laws are not available The Government may be pleased to approve the byelaws and return them Arrangements will then be made to print them in English and Kannada in a book form incorporating the sanction of the Government in each case Six copies of such printed copies will be sent to Government.

/C O P Y/

For Secretary to Government,
L S G Department.

knr/

OFFICE OF THE COMMISSIONER, CORPORATION OF BANGALORE

No A I C 15/50 Dated the 24th June 1950

NOTICE

The appended d aft bye-laws are pul l shed under S ctio 1 of the C ty of Bang lo e M n pal Corporat on Act 1949 for the infor u on of the publ c The d afts w ll be p o eeded with as laid down n Sub-Section-(b) of Se tion 3 1 of the Act I r n ed cop es of the draft Bye laws are kept at the Mnn ip l Office (C ty and Civ l S ation a e for publ c i pe tion a id all persons a e perm tt d to persue th m at any re sonat le ti ne f ee of ch arg P nted op ies of the d aft bye-l ws w ll l o b old to ry p erson req i ing the n o payment of one nna per d aft bye law

MIR SARDAR HUSSAIN
Commi ioner

Bye laws fra d under S b Sect on (34) of Se tion 67 of he City of Ba galore Mu i p l Corporat on Act 1949 [Act LXIX of 1949] for egulat g the co d t ons on whi h p r s on may be g ve fo the temp or v st u tu es on pul l c streets/or for projecti o s over p bl c streets and for tempor ry occupation of st eets or land in tl e City of Ba galore

(A) Deposit of goods or mate ials temporar ly on lands vested in the Mun cipal Co po at on

1 No person who i tends to build or tak down any building or to alter or repa r tl e outward p rt of ar y b lding in such a po tio or in ch circum tan es as tl at tl e work is l k ly to c u e or may c use ob truction danger or in onven e ce shall wi ho t th permis on of the Comm s ioner make a hole i any street or land or erect or dep o t any timber stone brick earth or other materials tl at has been or is inten ded to be u ed for any b ld ng on any s reet drain or land v sted in the Municipal Corporat on Wh en such permiss on is granted to any per on he hall at his own expense cause such materials or such hole to be su ff ciently fenced or enclosed unt l the mate ials are remov d or the hole s filled up or oth erwi e m de secure to the satisfaction of the Corporat o Engineer a id shall cause the same to be suff ciently l ghted duri g the nigh t

2 The amo nt charge ble for the deposit of goods or materials on any street drain or other land vested in the M nicipal Corporation shall be calcu lated at the rate of one a na per mon th per square foot of the area occup ed and shall be payable in advance Half th s rate sh ll be charged if the period of occupation i l ss than a week

3 If he owner of any goo ls or materials deposited on any street or place op en to the traffic of foot passengers o vehicle fails to make suitable arrang ments for guarding ag n t danger to traffic the Commi sioner shall cause a notice to b served on him to m ke su ch ar ngements within 24 hours after receipt of the notice and on his failure to comply with the notice the Comm ssioner shall enclose a bill of cost for carry-ing out the work at the owner s expense The arrangements to be made shall be clearly and def nitely specif ed in the not ce

4 If w th n 24 hours after receipt of the ~~said~~ notice the owner fails to make the arrangements so specified or to sh ow ca se why such arrangements shou ld not be made the Overseer in charge of the Public Works Department shall forthwith make the arrangements specified in the notice and recover the cost of the same from the owner according to the procedure laid down n the Corporation Act The owner shall have an oppo tunity within seven days after receipt of the b ll to show cause to the sati faction of the Comm s oner that the arrangements made were unnecessary

5 The fallow ng is the scale of fees for obstructions and encroachments of d ffe ent k nds—

(a) for aw ning —Two annas per square foot per month

(b) for tem porary a chways across roads—Rupee one per day for each arch on each road

(c) The fees for obstructions shall be ch rged at the scales mentioned above and such cha ges shall be recoverable in the man er prescr bed in the Act for the recovery of consolidated rates

(B) Occupat on of Publ c Street for vend ng fruits etc

6 In such streets or pu blic roads as may be specif ed and in such parts of the same as may be set apa t by the Corporation a fee of six annas per month or quar ter of an anna per day shall be le ied for the temp orary o c pation of a public street for the sale of art eles e g vegetables fru ts si k cotton goods or ware betel leaf head-loads of firewood etc p rov ded that the Comm ssioner may allow the temporary occupation of public streets as not to inconvenience the public and may order the levy of a fee not exceeding four annas per square yard per month

7 Any person who takes out a licen e for a certa n area and subsequently occupies a greater area without taking out a license for the excess so occu pied shall be

l able to pay for such excess a ea an amou it calculated at the rate of ten annas per month per superf cial foot of the area so occupied This amount shall be recoverable according to the proced re la d down in the Bangalore Corporation Act

II Rega d ng the erect on of pendals or other temporary structures on publ c streets

8 No pendals or other temporary structures for marriage or other j urpo e shall be ere ted in any street land or p bl c thoroughfa e witho t the written perm ssion from the Commiss oner On rece pt of applicatio for perm sion to put up such structures specifying the situat on s ze and other particul r l c ns will be issued by the Com n ssioner if he sees no objection thereto on ch cond tions as he may th nk necessary to provide for the public convenience and safety on payment of the following fees

[i] For a pendal 6 feet broad by 12 feet long or not exceed ng 2 square feet	None
[n] For a pendal exceeding 72 squa e feet and not exceeding 1 0	E ght annas
[i] For every add tional 1 0 sq are feet or portion	F ght annas

[a] No pendal shall ord nar ly be allowed to stand for more than 15 d ys An extensio of t ne m y be gra ted o pay n nt of one h lf the original fee but not so as to exceed a month from the commencement

[b] If on the expiral on of the time allowed in the l cense or the period granted in extension thereto on special application the person that puts up the structnre does not remove it the Comm s ioner may ssue a not ce to the defa lter for its removal within s ch ti ne as may be fix d by him in each case at the end of which t me he may have it removed and the cost of such removal shall be recoverable from th defaulter as a municipal demand

[c] Any breach of this bye-law will on conviction subject the offender to a penalty not exceed ng Rs 5/ for the fir t offence and Rs 10/ for each subsequent offence

[d] Provided that in the case of pendals intended for purposes of charity religion or p blic utility permission may be granted free of charge but the period of its ex stence shall not exceed fifteen d ys

III Regard ng the projections over public streets

9 [a] No weather-board sun shade shop board or any other projections shall be allowed in any street which is less than 15 feet in width

[b] In streets which are not le s than 15 feet in width permission may be granted for the putting up of weather boards sun shades shop boards etc not exceeding 2 1/2 feet in breadth

10 In streets which are more than 30 feet wide the weather boards sun shades shop-boards etc may not be more than 3 feet in width

11 The weather-boards etc shall always be of non inflammable material like zinc sheets or asbestos cement sheets.

12 The fees for weather boards etc for every half year payable in advance shall be as follows —

One rupee for every weather board etc not exceeding 2 1/2 feet in width and 10 feet in length or fraction thereof

Two rupees for every weather-boards etc not exceed ng 3 feet in width and 10 feet in length or fr ction thereof

13 The weather boards sun-shades etc shall not be less than 8 f et high from the plinth of the build ng or surface of the street

14 Any breach of this bye law will on conviction subject the offend r to a penalty not exceeding Rs 5/- for the first offence and Rs 10/ for each subsequent offence

Dy L S G Secy
17/8/52

G R S App F VI—3 2]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the 19

Date of issue 195

Signed by

May this be—

(i) printed?

(ii) treated as a standing order?

(iii) published in the Gazette English Part?

(iv) translated?

(v) placed at the disposal of the Press?

(vi) published in the Gazette Kannada Part?

6 copies

Section C M

File No 27-53

Serial No 96

Proceedings of the Government of Mysore

Read—

Letter no A1 (29)/52-53 dated 6.10.52 from the Commissioner, C C B forwarding for sanction Order thereon—No draft bye laws framed by the B'lore Corporation for Regulating the Conditions on which permission may be given for the temporary structures on public streets or for projections over public streets and for temporary

Bye Laws for regulating the Conditions on which

occupation of Sites or land
in the City of Bangalore

2) G O order no C1 - 173/53-54
dated 22-5-53 from the D G of Police
in Mysore Bangalore on the subject
Order no L 6670-3/3-9-53

In Supersession of G O. no L 780-82/
ml 111-41 2 dated 30.7.41
Sanction is accorded under
Sec 370 of the City of Bangalore
Municipal Corporation Act
to the Bye-laws Referred to above
as appended to this order

The Corpor of C & B. is Requested List of Enclosures
to arrange for the immediate
publication of the bye laws in
the official gazette in English
and Kannada as Required by
Sec 373 of the Act

By order
Asst Sec to Govt.

To
1) The Commr C & B (Attn: Sri Nayak)
2) " D.G of Police
3) " Controller, S A D
Copied by 4) " Asst Sec, C & B
Examined by

Bg 17/8/53

WD 02199—GPB—10 000 —12 1 53

G R S App Γ G 3

GI NERAL AND REVENUE SECRETARIAT

(~~Continuation sheet draft form~~)

No. L 6634 /3-9-53

To

The Commissioner of C & B
(Chicago the Mayor)

Subject draft bye-laws under the city & Bldg Municipal Corporation Act for Regulating the Conditions on which permission may be granted for temporary structures on streets, etc

Sir

With Reference to your letter no A 1 (29)/53 dated 6 10 53 on the above subject I am directed to state that the Govt Sanctioning the bye-laws has issued Separate Gr

...ws for regulating the Conditions on which

to day. I am however to suggest that the Local Police may be consulted before granting permission under clauses 6, 8 9 & 13 of the Bye laws to award pensions & Gratuities

Yours faithfully

for Secy

17/10/53

31/10/53